

E-FILED 12/14/07

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA, a California corporation,

Plaintiff,
v.

MICRO THERAPEUTICS, INC., a Delaware corporation, and DENDRON GmbH, a German corporation,

Defendants and Third Party Plaintiffs,

v.
BOSTON SCIENTIFIC CORPORATION, a
Delaware corporation, and **TARGET**
THERAPEUTICS, INC., a Delaware corporation,

Third Party Defendants.

Case No: C 03 05669 JW (RS)

**STIPULATION AND [PROPOSED]
ORDER CONTINUING HEARING ON
MOTIONS TO COMPEL**

Pursuant to Civil L.R. 7-7, Plaintiff The Regents of the University of California ("The Regents"), Defendants and Third Party Plaintiffs Micro Therapeutics, Inc. and Dendron (collectively "MTI") and Third Party Defendants Boston Scientific and Target Therapeutics (collectively "Boston Scientific") hereby stipulate and agree to continue the hearing date for the following motions to compel, currently scheduled for March 7, 2007, to March 14, 2007 at 9:30 a.m. The parties currently have a Case Management Conference scheduled before Judge Ware on March 13, 2007 and the rescheduling of the motion hearings to March 14, 2007 would permit counsel for MTI and Boston Scientific to travel to the Court for both hearings, rather than making two trips in successive weeks. With the exception of the first-listed motion, no oppositions have yet been filed.

11 1. Defendants' Motion to Compel Production of Documents (Dkt. No. 392), filed
12 January 24, 2007;

13 2. Defendants' Motion to Compel Plaintiff The Regents of the University of California
14 to Produce a Witness Pursuant to Fed. R. Civ. P. 30(b)(6) and Documents (Dkt. No. 397), filed
15 January 30, 2007;

16 3. Defendants' Motion to Compel Third Party Defendants Boston Scientific and Target
17 Therapeutics, Inc. to Produce a Witness Pursuant to Fed. R. Civ. P. 30(b)(6) and Documents
18 (Dkt. No. 399), filed January 30, 2007;

19 4. Plaintiff The Regents of The University of California's Motion to Compel Further
20 Interrogatory Responses and 30(b)(6) Deposition Witnesses (Dkt. No. 403), filed January 30,
21 2007;

22 5. Plaintiff The Regents of The University of California's Motion to Compel
23 Production of Documents and Unredacted Versions of Documents Listed in Defendants' Sixth
24 Amended Privilege Log (Dkt. No.407), filed January 30, 2007.

25 6. Third-Party Defendant Boston Scientific's Motion to Compel (Dkt. No. 420), filed
26 January 30, 2007.

27 The parties agree that MTI shall file its reply brief relating to Defendants' Motion to
28 Compel Production of Documents (the first-listed motion above), by February 14, 2007, as

1 currently scheduled. The parties further agree that opposition and reply briefs in regard to the
2 remaining motions shall be filed in accordance with Civil L.R. 7-7(d) (i.e., all oppositions shall
3 be filed by February 21, 2007 and all reply briefs shall be filed by February 28, 2007).

4 **IT IS SO STIPULATED.**

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6 DATED: February 13, 2007

7 By: /s/ Michelle Umberger

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21 Third Party Plaintiffs MICRO THERAPEUTICS,
22 INC. and DENDRON GMBH

23 DATED: February 13, 2007

24 By: /s/ Patrick E. Premo

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26 Attorneys for Plaintiff/Counterclaim Defendant
27 THE REGENTS OF THE UNIVERSITY OF
28 CALIFORNIA

1 Dated: February 13, 2007

By: /s/ Patrick S. Thompson

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18 THERAPEUTICS, INC.

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1 [PROPOSED] ORDER
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4 As stipulated, **IT IS SO ORDERED.**
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6 Dated: February 14, 2007
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23 Honorable Richard Seeborg
24 United States Magistrate Judge
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